

RECEIVED
CENTRAL FAX CENTER

MAY 08 2006

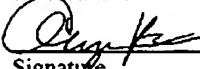
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|--|---|
| In re application of Michael Wayne Brown, et al. Serial No.: 10/081,024 Confirmation Number: 1647 Filed: 2/21/2002 Title: TIME BASED REGULATION OF ACCESS TO CALLEES Docket Number: AUS920010848US1 | : Before the Examiner: : Agdeppa, Hector A : Group Art Unit: 2642 : Amy J. Pattillo : P.O. Box 161327 : Austin, Tx 78716 : 512-402-9820 vox : 512-306-0417 fax |
|--|---|

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent Office at facsimile number 571-273-8300 on May 8, 2006.

Amy Pattillo


Signature

5/8/06
Date

TRANSMITTAL OF NOTICE OF APPEAL UNDER 37 CFR 41.31


Mail Stop AF
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Via Facsimile

Applicant hereby appeals from the Examiner to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

Please charge the fee of \$500.00 for submission of this Notice of Appeal to IBM Corporation Deposit Account No. 09-0447.

The commissioner is hereby authorized to charge any additional fee which may be required or credit any overpayment to IBM Corporation Deposit Account No. 09-0447. A duplicate copy of this document is enclosed.

Respectfully submitted,


Amy J. Pattillo
Attorney for Applicants
Reg. No 46,983
512-402-9820 (phone)
512-306-0417 (fax)

05/09/2006 AWONDAF1 00000074 090447 10081024

01 FC:1401 500.00 DA

AUS920010848US1

1

10/081,024

AMY J. PATTILLO, *Patent Attorney*
P.O. Box 161327 - AUSTIN, TEXAS 78716
FAX # 512-306-0417

RECEIVED
CENTRAL FAX CENTER

DATE: 5/8/2006

MAY 08 2006

Number of Pages to Follow (including cover sheet): 4

SEND TO: United States Patent Office
Examiner: **HARRY HONG** _____
Group Art Unit: **2642** _____
Tel No: _____
Fax #: **571-273-8300** _____

FROM: Amy J. Pattillo
Tel No: 512-402-9820

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

Docket No. AUS92001848US1 Serial No. 10/081,024 Atty: AJP

Applicant: BROWN ET AL _____

| | |
|--|--|
| <input checked="" type="checkbox"/> Transmittal Letter | <input checked="" type="checkbox"/> Certificate of Facsimile |
| <input type="checkbox"/> Amendment | <input checked="" type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Amendment AF | <input type="checkbox"/> Appeal Brief (3 copies) |
| <input type="checkbox"/> Ext. of Time | <input type="checkbox"/> Reply Brief |
| <input type="checkbox"/> IDS Statement | <input type="checkbox"/> Change of Address |
| <input type="checkbox"/> Other _____ | |

Deposit Acct. No. 09-0447

Fees: Amendment _____ Notice of Appeal 500.00_ Appeal Brief _____ Other _____

**RECEIVED
CENTRAL FAX CENTER****MAY 08 2006**

PTO/SB/21 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

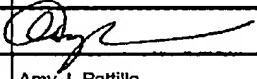
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

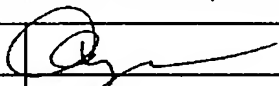
| | | |
|---|------------------------|---------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/081,024 |
| | Filing Date | 2/21/2002 |
| | First Named Inventor | Michael Wayne Brown |
| | Art Unit | 2643 |
| | Examiner Name | HARRY HONG |
| Total Number of Pages in This Submission | Attorney Docket Number | AUS920010848US1 |

| ENCLOSURES (Check all that apply) | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks The Commissioner is authorized to charge payment of any necessary fees or credit any overpayments to deposit account 09-0447 | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Amy J. Pattillo | | |
| Signature |  | | |
| Printed name | Amy J. Pattillo | | |
| Date | 5/8/2006 | Reg. No. | 46,983 |

CERTIFICATE OF TRANSMISSION/MAILING

| | | | |
|---|---|------|-------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | | | |
| Signature |  | | |
| Typed or printed name | Amy J. Pattillo | Date | 5/8/2006 5/8/2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**RECEIVED
CENTRAL FAX CENTER**

MAY 08 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|---|---------------------------|
| In re application of Michael Wayne Brown, et al. | : Before the Examiner: |
| Serial No.: 10/081,024 | : Agdeppa, Hector A |
| Confirmation Number: 1647 | : Group Art Unit: 2642 |
| Filed: 2/21/2002 | : Amy J. Pattillo |
| Title: TIME BASED REGULATION OF | : P.O. Box 161327 |
| ACCESS TO CALLEES | : Austin, Tx 78716 |
| Docket Number: AUS920010848US1 | : 512-402-9820 <i>vox</i> |
| | : 512-306-0417 <i>fax</i> |

NOTICE OF APPEAL from the Examiner to the Board of Patent Appeals and Interferences

Mail Stop AF
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Via Facsimile

Dear Sir:

Under 37 CFR 41.31, Applicants hereby appeal to the Examiner to the Board of Patent Appeals and Interferences from the last decision of the Examiner. Specifically, the Examiner's Office Action, dated February 13, 2006, finally rejects claims 1-30. Applicants appeal the rejection of claims 1-30.

Respectfully submitted,



5/8/06

Amy J. Pattillo
Attorney for Applicants
Reg. No 46,983
512-402-9820 (phone)
512-306-0417 (fax)

AUS920010848US1

1

10/081,024